

112TH CONGRESS  
2D SESSION

# H. R. 4060

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to cap the level of Federal spending at \$949 billion for each of fiscal years 2013 through 2021, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 16, 2012

Mr. FLEISCHMANN introduced the following bill; which was referred to the Committee on the Budget

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## A BILL

To amend the Balanced Budget and Emergency Deficit Control Act of 1985 to cap the level of Federal spending at \$949 billion for each of fiscal years 2013 through 2021, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Freeze Government  
5       Spending Act of 2012”.

1 **SEC. 2. DISCRETIONARY SPENDING LIMITS.**

2 Section 251(c) of the Balanced Budget and Emer-  
3 gency Deficit Control Act of 1985 is amended to read as  
4 follows:

5 “(c) DISCRETIONARY SPENDING LIMIT.—As used in  
6 this part, the term ‘discretionary spending limit’ means,  
7 with respect to each of fiscal years 2013 through 2021,  
8 for the discretionary category, \$949,000,000,000 in new  
9 budget authority, as adjusted in strict conformance with  
10 subsection (b).”.

11 **SEC. 3. SECTION 251A DIRECT SPENDING SEQUESTRATION.**

12 (a) IN GENERAL.—Section 251A of the Balanced  
13 Budget and Emergency Deficit Control Act of 1985 is  
14 amended to read as follows:

15 **“SEC. 251A. DIRECT SPENDING ENFORCEMENT OF BUDGET**  
16 **GOAL.**

17 “(a) DIRECT SPENDING SEQUESTRATION.—On Jan-  
18 uary 2, 2013, for fiscal year 2013 and in its sequestration  
19 preview reports for fiscal years 2014 through 2021 pursu-  
20 ant to section 254(c), OMB shall state that the net  
21 amount of reduction in nonexempt direct spending ac-  
22 counts shall be \$18,333,000,000 for each of fiscal years  
23 2013 through 2020 and \$18,336,000,000 for fiscal year  
24 2021 and the sequestration percentage necessary to  
25 achieve that reduction in nonexempt direct spending ac-  
26 counts for the applicable fiscal year.

1       “(b) IMPLEMENTING DIRECT SPENDING REDUC-  
2 TIONS.—On the date specified in subsection (a) during  
3 each applicable year, OMB shall prepare and the Presi-  
4 dent shall order a sequestration, effective upon issuance,  
5 of nonexempt direct spending to achieve the direct spend-  
6 ing reduction set forth in that subsection. When imple-  
7 menting the sequestration of direct spending pursuant to  
8 this subsection, OMB shall follow the procedures specified  
9 in section 6 of the Statutory Pay-As-You-Go Act of 2010,  
10 the exemptions specified in section 255, and the special  
11 rules specified in section 256, except that the percentage  
12 reduction for the Medicare programs specified in section  
13 256(d) shall not be more than 2 percent for a fiscal year.

14       “(c) ADJUSTMENT FOR MEDICARE.—If the percent-  
15 age reduction for the Medicare programs would exceed 2  
16 percent for a fiscal year in the absence of subsection (b),  
17 OMB shall increase the reduction for all other direct  
18 spending by a uniform percentage to a level sufficient to  
19 achieve the reduction required by subsection (a).

20       “(d) IMPLEMENTATION OF REDUCTIONS.—Any re-  
21 ductions imposed under this section shall be implemented  
22 in accordance with section 256(k).

23       “(e) REPORT.—On the dates specified in subsection  
24 (a), OMB shall submit a report to Congress containing  
25 information about the calculations required under this sec-

1 tion, a listing of the reductions required for each non-  
2 exempt direct spending account, and any other data and  
3 explanations that enhance public understanding of this  
4 title and actions taken under it.”.

5 (b) CONFORMING AMENDMENT.—The item relating  
6 to section 251A in the table of contents set forth in section  
7 250(a) of the Balanced Budget and Emergency Deficit  
8 Control Act of 1985 is amended to read as follows:

“Sec. 251A. Direct spending enforcement of budget goal.”.

